

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. Rev 00-25

Most Immediate Prior application: 09/879,708

Examiner: Gollamudi

Art Unit: 1616

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FILING OF CONTINUATION APPLICATION UNDER 37 CFR 1.53(b)(1)

CERTIFICATE OF MAILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on July 25, 2003

Julie B

Signature

Julie Blackburn

Typed or Printed Name

This is a request for filing a

☒ Continuation

☐ Divisional

application under 37 CFR 1.53(b), of pending prior application

serial no. 60/212,269, filed June 19, 2000.

(date)

of **Jacques Louis Poret.**

(inventor)(s)

for: **COSMETIC COMPOSITIONS CONTAINING KERATINIZATION MODULATORS
AND METHODS FOR IMPROVING KERATINOUS SURFACES**

(title of invention)

1. Copy of Prior Application as Filed Which is Attached

☒ I hereby verify that the attached papers are a true copy of what is shown in my records to be the above identified prior application, including the oath or declaration originally filed.

The copy of the papers of prior application as filed which are attached are as follows:

☒ 52 page(s) of specification

☒ 3 page(s) of claims

☒ 1 page(s) of abstract

☐ 0 sheet(s) of drawing

☒ 2 pages of declaration and power of attorney

☒ my records reflect that the original

signed declaration showing applicant's signature

was filed on **September 10, 2003**.

☐ the amendment referred to in the declaration filed to complete the prior application's signature was filed on _____.

2. Amendments

☒ Cancel in this application original claims 1-20 of the prior application before calculating the filing fee.

☒ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered **original** claim in the prior application.)

3. Petition for Suspension of Prosecution for the Time

Necessary to File an Amendment.

☐ There is provided herewith a Petition To Suspend Prosecution For The Time Necessary to File An Amendment (New Application Filed Concurrently).

4. Fee Calculation (37 CFR 1.16)

CLAIMS AS FILED			
Number filed	Number Extra	Rate	Basic Fee
			<u>750.00</u>
Total			
Claims 20	20 -20 =	X	\$22.00
Independent			
Claims (37 CFR 1.16(b))	3 -3 =	X	
Multiple dependent claim(s), if any			
(37 CFR 1.16(d)) 0		X	
Total Filing Fee			\$ <u>750.00</u>

☐ Fee for extra claims is not being paid at this time
(37 CFR 1.16(d))

5. Small Entity Status

☐ A verified statement that this filing is by a small entity:

☐ is attached

☐ has been filed in the parent application and such status is still proper and desired (37 CFR 1.28(a))

Filing Fee Calculation (50% of above) \$

6. Drawings

WARNING: Do not check the following box if prior case is not to be abandoned.

☐ Transfer the drawings from the prior application to this application and, subject to item 17 below, abandon said prior application as of the filing date accorded this application. A duplicate copy of this request is enclosed for filing in the prior application file.

☐ Transfer the following sheet(s) of drawing from the prior application to this application

☐ A **copy** of the amendment cancelling these sheets of drawing in the prior application is attached

☐ New drawings are enclosed

☐ formal

☐ informal

7. Priority -- 35 U.S.C. 119

☐ Priority of application serial no. _____ filed on _____ in _____ is claimed under 35 U.S.C. 119.

☐ The certified copy has been filed in prior U.S.

application serial no. 0 /

on _____.

☐ The certified copy will follow.

8. Related Back -- 35 U.S.C. 120

☒ Amend the specification by inserting before the first

line the sentence:

"This is a

☒ continuation

☐ divisional

of copending application(s)

☒ serial no. 09/879,708, filed June 12, 2001, which claims priority from provisional application serial no. 60/212,269, filed June 19, 2000.

☐ International Application _____ filed

on _____ and which designated the U.S.

9. Inventorship Statement

(a) With respect to the prior copending U.S. application from which this application claims benefit under 35 USC 120, the inventor(s) in this application is (are):

(complete applicable item below)

☒ the same

☐ less than those named in the prior application and

it is requested that the following inventor(s) in

this application is (are):

(b) The inventorship for all the claims in this application are

☐ the same

☐ not the same, and an explanation, including the

ownership of the various claims at the time the

last claimed invention was made, is submitted.

10. Assignment

- ☒ The prior application is assigned of record to
Revlon Consumer Products Corporation,
625 Madison Avenue
New York, NY 10022
- ☐ an assignment of the invention to

is attached

11. Fee Payment Being Made At This Time

- ☐ Not Enclosed
- ☐ No filing fee is submitted. (This and the
surcharge required by 37 CFR 1.16(e) can be paid
subsequently).
- ☒ Enclosed
- | | |
|---|-------------------------|
| <input checked="" type="checkbox"/> basic filing fee | \$ <u>750.00</u> |
| <input type="checkbox"/> recording assignment
(\$8.00; 37 CFR 1.21(h)) | \$ |
| <input type="checkbox"/> processing and retention fee
(\$120.00; 37 CFR 1.53(d) and 1.21(l)) | \$ |
| Total fees enclosed | \$ <u>750.00</u> |

12. Method of Payment of Fees

- ☐ enclosed is a check in the amount of \$
- ☒ charge Account No. 18-1065 in the amount of
\$ 750.00

A duplicate of this request is attached.

13. Authorization To Charge Additional Fees

- ☒ The Commissioner is hereby authorized to charge the following additional fees
which may be required by this paper and during the entire pendency of the
application to Account No. 18-1065.

- ☒ 37 CFR 1.16(a), (f) or (g) (filing fees)
- ☒ 37 CFR 1.16(b), (c) and (d) (presentation of extra claims)
- ☒ 37 CFR 1.17 (application processing fees)
- ☐ 37 CFR 1.18 (issue fee at or before mailing Notice of Allowance, pursuant to 37 CFR 1.311(b)).

14. Power of Attorney

- a. ☒ The power of attorney appears in the original papers in the prior application.
- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. ☐ A new power has been executed and is attached.
- d. ☒ Address all future communications to
Julie Blackburn, Esq. -
Revlon Consumer Products Corporation, Law Dept.
625 Madison Avenue,
New York, N.Y. 10022 (Reg. No. 32,370)

15. Maintenance of Copendency of Prior Application

- ☐ A petition, fee and response has been filed to extend the term in the pending prior
- ☐ A copy of the petition for extension of time in the prior application is attached.

16. Conditional Petition for Extension of Time in Prior Application

- ☐ a conditional petition for extension of time is being filed in the pending parent application.

☐ a copy of the conditional petition for extension
of time in the prior application is attached.

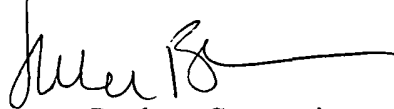
Julie Blackburn Reg. No. 32370

Type or print name of person signing

7/25/03

Date

Signature



Revlon Consumer Products Corporation,
625 Madison Avenue
New York, NY 10022
(212) 527-5531

☒ Person authorized to sign on behalf
of assignee

☒ Attorney or agent of record

☐ Filed under Rule 34(a)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
Poret

Serial No. 09/879,708

Filed: June 12, 2001

For: COSMETIC COMPOSITIONS
CONTAINING KERATINIZATION
MODULATORS AND METHODS FOR
IMPROVING KERATINOUS SURFACES

Examiner: Gollamudi

Art Unit: 1616

X

NOTIFICATION OF FILING CONTINUING, DIVISIONAL,
OR CONTINUED PROSECUTION APPLICATION

Notification is hereby being made of the filing of a:

XX Continuation
— Continuation -in-part
— Divisional

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P.O. Box 1450
Alexandria, VA 22313-1450

on July 25, 2002

Julie Blackburn

Signature Julie Blackburn

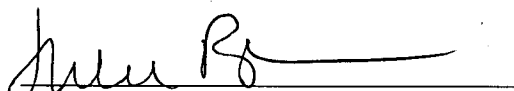
Typed or Printed Name

Application for this case

XX concurrently herewith

___ on _____

Respectfully Submitted,

A handwritten signature in cursive script, appearing to read "Julie Blackburn", written over a horizontal line.

Julie Blackburn

Reg. No. 32370

Revlon Consumer Products
Corporation

625 Madison Avenue

New York, New York 10022

(212) 527-5531

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X

STATEMENT BY ATTORNEY THAT APPLICATION
PAPERS ARE A TRUE COPY OF
PRIOR APPLICATION (37 CFR 1.53(b)(1))

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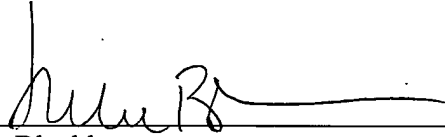
Alexandria, VA 22313-1450

on July 25, 2003

Julie Blackburn
Signature

Julie Blackburn
Typed or Printed Name

Respectfully Submitted,

A handwritten signature in dark ink, appearing to read 'Julie Blackburn', is written over a horizontal line.

Julie Blackburn

Reg. No. 32370

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Corporation
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New York, New York 10022
(212) 527-5531